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Security Council

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Security Council Committee established pursuant to resolution 1718 (2006)

Note verbale dated 17 January 2018 from the Permanent Mission of Croatia to the United Nations addressed to the Chair of the Committee

The Permanent Mission of the Republic of Croatia to the United Nations presents its compliments to the Chair of the Security Council Committee established pursuant to resolution 1718 (2006) and has the honour to transmit herewith the report of the Republic of Croatia on the implementation of Council resolution 2375 (2017) concerning the Democratic People's Republic of Korea (see annex).

18-00893 (E) 020318

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Annex to the note verbale dated 17 January 2018 from the Permanent Mission of Croatia to the United Nations addressed to the Chair of the Committee

Report of Croatia on the implementation of Security Council resolution 2375 (2017)

The Republic of Croatia and the other States members of the European Union have jointly implemented the restrictive measures against the Democratic People's Republic of Korea imposed by the Security Council in its resolution 2375 (2017) by taking the following common measures:[1]

- Council Implementing Decision (CFSP) 2017/1573 of 15 September 2017 implementing Decision (CFSP) 2016/849 concerning restrictive measures against the Democratic People's Republic of Korea, which provides for the designation of additional persons and entities (travel ban and asset freeze)
- Council Implementing Regulation (EU) 2017/1568 of 15 September 2017 implementing Regulation (EU) 2017/1509 concerning restrictive measures against the Democratic People's Republic of Korea, which gives effect to Council Implementing Decision (CFSP) 2017/1573
- Council Decision (CFSP) 2017/1838 of 10 October 2017 amending Decision (CFSP) 2016/849 concerning restrictive measures against the Democratic People's Republic of Korea, which sets out the commitment of the European Union to the implementation of the following measures contained in Security Council resolution 2375 (2017):
    - Trade ban on weapons of mass destruction-related dual-use items, adopted by the sanctions committee pursuant to paragraph 4 of resolution 2375 (2017)
    - Trade ban on conventional arms-related items, adopted by the sanctions committee pursuant to paragraph 5 of resolution 2375 (2017)
    - Prohibition of the entry into the ports of member States of vessels designated by the sanctions committee pursuant to paragraph 6 of resolution 2375 (2017)
    - Obligation of member States that are flag States and that do not consent to inspection of a vessel on the high seas to direct the vessel to proceed to an appropriate and convenient port for the required inspection
    - Deregistration of vessels designated by the sanctions committee pursuant to paragraph 8 of resolution 2375 (2017)
    - Obligation of member States to submit a report to the sanctions committee when a flag State does not cooperate with inspections
    - Prohibition on facilitating or engaging in ship-to-ship transfers to or from Democratic People's Republic of Korea-flagged vessels of any goods or items that are being supplied, sold or transferred to or from the Democratic People's Republic of Korea
    - Prohibition on exporting condensates and natural gas liquids to the Democratic People's Republic of Korea

[1] All common measures are published in the *Official Journal of the European Union*.

- Prohibition on exporting refined petroleum products to the Democratic People's Republic of Korea. The prohibition does not apply if the conditions set out in paragraph 14 of resolution 2375 (2017) are met
- Prohibition on exporting an amount of crude oil in excess of the amount that the Member State exported in the 12 months prior to 11 September 2017. The sanctions committee can grant an exemption on a case-by-case basis under certain conditions
- Prohibition on importing textiles from the Democratic People's Republic of Korea. The prohibition does not apply if the conditions set out in paragraph 16 of resolution 2375 (2017) are met. The sanctions committee can grant an exemption on a case-by-case basis
- Prohibition on providing work authorizations for nationals of the Democratic People's Republic of Korea in the jurisdiction of member States in connection with admission to their territories. The sanctions committee can grant an exemption on a case-by-case basis under certain conditions
- Prohibition on opening, maintaining and operating joint ventures, unless approved by the sanctions committee on a case-by-case basis, and obligation to close existing joint ventures
- Obligation to seize and dispose of items the export of which is prohibited by resolution 2375 (2017)

- Council Regulation (EU) 2017/1836 of 10 October 2017 amending Regulation (EU) 2017/1509 concerning restrictive measures against the Democratic People's Republic of Korea, which gives effect to the measures provided by Council Decision (CFSP) 2017/1838
- Council Implementing Regulation (EU) 2017/1897 of 18 October 2017 implementing Regulation (EU) 2017/1509 concerning restrictive measures against the Democratic People's Republic of Korea, which gives effect to Council Implementing Decision (CFSP) 2017/1909
- Council Implementing Decision (CFSP) 2017/1909 of 18 October 2017 implementing Decision (CFSP) 2016/849 concerning restrictive measures against the Democratic People's Republic of Korea, implementing the designation of four vessels

The above-mentioned Council Regulations are binding in their entirety and directly applicable in all States members of the European Union.

The restrictive measures imposed by the corresponding Security Council resolutions are enforced in line with the commitments made under the Charter of the United Nations, as an international agreement, which is, further to articles 140 and 141 of the Constitution of the Republic of Croatia, considered part of the domestic legal order of the Republic of Croatia. Furthermore, the Republic of Croatia implements, enforces or removes international restrictive measures against countries, international organizations, territorial entities, movements and physical or legal persons in accordance with the Act on International Restrictive Measures (Official Gazette 139/2008, as amended by 41/2014).

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Note verbale dated 17 January 2018 from the Permanent Mission of Serbia to the United Nations addressed to the Chair of the Committee

The Permanent Mission of the Republic of Serbia to the United Nations presents its compliments to the Chair of the Security Council Committee established pursuant to resolution 1718 (2006) and has the honour to transmit herewith the report of the Government of the Republic of Serbia on measures taken to implement Security Council resolution 2375 (2017) (see annex).

18-01314 (E) 050318

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Annex to the note verbale dated 17 January 2018 from the Permanent Mission of Serbia to the United Nations addressed to the Chair of the Committee

Report of Serbia to the Security Council on the implementation of Security Council resolution 2375 (2017)

The Republic of Serbia, in accordance with its international obligations and national legislation, including the Law on the Production of and Trade in Weapons and Military Equipment (Official Gazette of the Federal Republic of Yugoslavia No. 41/96; and Official Gazette of the Republic of Serbia No. 85/05), the Law on Weapons and Ammunition (Official Gazette of the Republic of Serbia Nos. 9/92, 39/03, 44/98, 47/94, 53/93, 67/93 and 101/05 — second law; No. 27/11 — Constitutional Court decision; and No. 104/13 — other law), the Law on Weapons and Ammunition (Official Gazette of the Republic of Serbia No. 20/15), the Law on the Import and Export of Arms and Military Equipment (Official Gazette of the Republic of Serbia No. 107/14), the Law on the Export and Import of Dual-Use Goods (Official Gazette of the Republic of Serbia No. 95/13), the Law on the Transfer of Explosive Substances (Official Gazette of the Socialist Federal Republic of Yugoslavia Nos. 6/89, 30/85 and 53/91; and Official Gazette of the Federal Republic of Yugoslavia Nos. 24/94, 28/96, 68/02 and 101/05 — second law), the by-laws fully incorporating the relevant criteria set out in the European Union Code of Conduct on Arms Exports, the Law on the Carriage of Dangerous Cargo (Official Gazette of the Republic of Serbia Nos. 88/10 and 104/16 — second law), the Law on the Carriage of Dangerous Goods (Official Gazette of the Republic of Serbia No. 104/16); the Law on International Restrictive Measures (Official Gazette of the Republic of Serbia No. 10/16), the Law on Foreigners (Official Gazette of the Republic of Serbia No. 97/08), the Law on State Border Protection (Official Gazette of the Republic of Serbia Nos. 20/15 and 97/08 — second law), the Law on the National Bank of Serbia (Official Gazette of the Republic of Serbia Nos. 55/04, 72/03 and 85/05 — second law; and Nos. 14/15, 40/15, 44/10, 76/12 and 106/12 — Constitutional Court decision), the Law on Commercial Banks (Official Gazette of the Republic of Serbia Nos. 14/15, 91/10 and 107/05), the Law on Foreign Exchange Operations (Official Gazette of the Republic of Serbia Nos. 31/11, 62/06, 119/12 and 139/14), the Law on Payment Transactions (Official Gazette of the Federal Republic of Yugoslavia Nos. 3/02 and 5/03; Official Gazette of the Republic of Serbia Nos. 43/04, 62/06 and 111/09 — second law; and Nos. 31/11 and 139/14 — second law), the Law on Payment Services (Official Gazette of the Republic of Serbia No. 139/14), the Law on Foreign Investments (Official Gazette of the Republic of Serbia No. 89/15) and the Law on the Prevention of Money Laundering and Terrorist Financing (Official Gazette of the Republic of Serbia Nos. 20/09, 72/09, 91/10 and 139/14), has taken the following measures to implement Security Council resolution 2375 (2017):

- In accordance with its obligations under paragraph 3 of resolution 2375 (2017), it has taken the measures necessary to ensure that the measures specified in paragraph 8 (d) of resolution 1718 (2006) are also applied to the individuals and entities listed in annexes I and II to resolution 2375 (2017), to any individuals and entities acting on their behalf or at their direction and to entities owned or controlled by them. The measures specified in paragraph 8 (e) of resolution 1718 (2006) shall also be applied to the individuals listed in annex I to resolution 2375 (2017) and to individuals acting on their behalf or at their direction.

- In accordance with its obligations under paragraphs 7, 8 and 9 of resolution 2375 (2017), it shall inspect vessels on the high seas with the consent of the flag States if it has information that provides reasonable grounds to believe that the

cargo of such vessels contains items the supply, sale, transfer or export of which is prohibited by resolutions 1718 (2006), 1874 (2009), 2087 (2013), 2094 (2013), 2270 (2016), 2356 (2017) and 2371 (2017) and undertakes to cooperate with such inspections. When it does not receive the cooperation of a flag State pursuant to paragraph 8 of resolution 2375 (2017), it shall submit promptly to the Committee a report containing relevant details regarding the incident, the vessel and the flag State.

- In accordance with paragraph 11 of resolution 2375 (2017), it shall prohibit its nationals, persons subject to its jurisdiction, entities incorporated in its territory or subject to its jurisdiction and vessels flying its flag from facilitating or engaging in ship-to-ship transfers to or from Democratic People's Republic of Korea-flagged vessels of any goods or items that are being supplied, sold or transferred to or from the Democratic People's Republic of Korea.

- In accordance with its obligations under paragraph 13 of resolution 2375 (2017), it shall prohibit the direct or indirect supply, sale or transfer to the Democratic People's Republic of Korea, through its territory or by its nationals, or using its flag vessels or aircraft, of condensates and natural gas liquids

- In accordance with its obligations under paragraph 14 of resolution 2375 (2017), it shall prohibit the direct or indirect supply, sale or transfer to the Democratic People's Republic of Korea, through its territory or by its nationals, or using its flag vessels or aircraft, of all refined petroleum products in the amount of up to 500,000 barrels during an initial period of three months beginning on 1 October 2017 and ending on 31 December 2017, and refined petroleum products in the amount of up to 2 million barrels per year during a period of 12 months beginning on 1 January 2018 and annually thereafter, and to notify the Committee of any such supply, sale or transfer, and that the supply, sale, or transfer of refined petroleum products involves no individuals or entities associated with the nuclear or ballistic missile programmes of the Democratic People's Republic of Korea prohibited by resolutions 1718 (2006), 1874 (2009), 2087 (2013), 2094 (2013), 2270 (2016), 2321 (2016), 2356 (2017), 2371 (2017) or 2375 (2017).

- In accordance with paragraph 15 of resolution 2375 (2017), it undertakes not to supply, sell or transfer to the Democratic People's Republic of Korea in any period of 12 months after the date of adoption of resolution 2375 (2017) an amount of crude oil that is in excess of the amount that it sold or transferred to the Democratic People's Republic of Korea in the period of 12 months prior to adoption of resolution 2375 (2017).

- In accordance with paragraph 16 of resolution 2375 (2017), it shall prohibit the supply by its nationals, or using its flag vessels or aircraft, of textiles (including but not limited to fabrics and partially or fully completed apparel products) originating in the Democratic People's Republic of Korea.

- In accordance with paragraph 17 of resolution 2375 (2017), it shall not provide work authorizations for nationals of the Democratic People's Republic of Korea in its jurisdictions in connection with their admission to its territory unless the Committee determines in advance that such employment is required for the delivery of humanitarian assistance, denuclearization or any other purpose consistent with the objectives of previously adopted resolutions.

- In accordance with paragraph 18 of resolution 2375 (2017), it shall prohibit, by its nationals or in its territory, the opening, maintenance and operation of all joint ventures or cooperative entities, new and existing, with entities or individuals of the Democratic People's Republic of Korea, whether or not acting

for or on behalf of the Government of the Democratic People's Republic of Korea, unless such joint ventures or cooperative entities have been approved by the Committee in advance on a case-by-case basis. If such entities are discovered, they will be closed.

- In accordance with paragraph 19 of resolution 2375 (2017), it undertakes to report to the Committee, upon request, on concrete measures that it has taken in order to implement effectively the provisions of the resolution.

- In accordance with paragraph 20 of resolution 2375 (2017), it undertakes to redouble its efforts to implement in full the measures in resolutions 1718 (2006), 1874 (2009), 2087 (2013), 2094 (2013), 2270 (2016), 2321 (2016), 2356 (2017), 2371 (2017) and 2375 (2017).

- In accordance with paragraph 22 of resolution 2375 (2017), it undertakes to seize and dispose of items the supply, sale, transfer or export of which is prohibited by resolutions 1718 (2006), 1874 (2009), 2087 (2013), 2094 (2013), 2270 (2016), 2321 (2016), 2356 (2017), 2371 (2017) and 2375 (2017) that are identified in inspections, in a manner that is not inconsistent with its obligations under applicable Security Council resolutions.